



DEPARTMENT OF THE NAVY
NAVAL SEA SYSTEMS COMMAND
1333 ISAAC HULL AVE SE
WASHINGTON NAVY YARD DC 20376-0001

IN REPLY REFER TO

5720

Ser SEA 00A5/DON-NAVY-2017-000184F

May 10, 2018

Ms. Rose Santos
FOIA Group, Inc.
PO Box 368
Depew, NY 14043

SUBJECT: FREEDOM OF INFORMATION ACT CASE DON-NAVY-2017-000184

Dear Ms. Santos:

This is a final response to your October 12, 2016, Freedom of Information Act (FOIA) request for a clearly releasable copy of the base contract and SOW/PWS for contract N00024-16-C-5363.

A thorough search of this Headquarters files was conducted, specifically those records located in the Contracts Directorate (SEA 02). Knowledgeable personnel with that office identified the contract and SOW/PWS as responsive to your request.

I considered your request under the FOIA, (5 U.S.C. 552), as amended, and the Secretary of the Navy Instruction 5720.42F. After careful review of the responsive documents, I determined that it contains information that is exempt from mandatory disclosure under subsections (b)(4) and (b)(6) of the FOIA.

Exemption 4 of the FOIA (5 U.S.C. § 552(b)(4)) protects confidential business information, the disclosure of which would cause a substantial competitive harm to the source. Additionally, exemption 6 of the FOIA (5 U.S.C. § 552(b)(6)) protects information that relates to Federal employees that is personal in nature that may be withheld if its release would cause an unwarranted invasion of personal privacy.

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A redacted copy of the responsive documents, disclosing all releasable portions, is attached at the enclosure. As noted in the responsive documents, some portions of those responsive documents are being withheld under both exemptions 4 and 6.

I am the official responsible for this decision. Because your request has been denied, you are advised of your right to appeal this determination in writing to:

Department of the Navy
Office of the General Counsel
1000 Navy Pentagon, Room 4E365
Washington, DC 20350-1000

Your appeal must be postmarked within 90 calendar days from the date of this letter. A copy of your initial request and this letter must accompany the appeal. The appeal should be marked "FREEDOM OF INFORMATION APPEAL" both on the envelope and the face of the letter. In order to expedite the appellate process and ensure full consideration of your appeal, your appeal should contain a brief statement of the reasons you believe this decision to be in error.

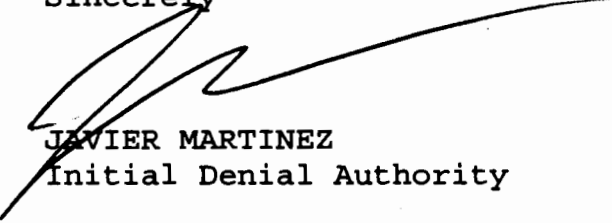
In this instance, the fees associated with processing your request were below the minimum threshold and have not been assessed. Please be advised, however, that fees, fee categories, and fee waivers are determined on a case-by-case basis; a previous determination has no influence on future determinations.

For this determination, you have the right to seek dispute resolution services from either the DoD Navy Component FOIA Public Liaison, Mr. Chris Julka, at: Christopher.a.julka@navy.mil, via phone: (703) 697-0031; or by contacting the Office of Government Information Services at: (<https://ogis.archives.gov/>), (202) 741-5770, ogis@nara.gov.

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If you have any questions concerning the status of your request, please contact Rita La Prince by telephone 202-781-2612 and cite the case number provided above. You can also email us at navseafoia@navy.mil.

Sincerely



JAVIER MARTINEZ
Initial Denial Authority

Enclosure
N00024-16-C-5363 (Redacted)